HIGH COURT OF UTTARANCHAL AT NAINITAL

Writ Petition No. 958 of 2006 (MS)

Dhyan Singh s/o Sri Jodh Singh, r/o village and post Adhaura, Block Okhalkanda, Tehsil Dhari, District Nainital

..... Petitioner

Versus

1. District Magistrate, Nainital
2. District Panchayat Raj Officer, Nainital
3. Block Development Officer, Okhalkanda, Tehsil Dhari District Nainital
4. State of Uttaranchal though Secretary, Panchayati Raj Vibhag, Government of Uttaranchal, Dehradun

..... Respondents

Sri Manoj Tiwari, Advocate for the petitioner

Standing Counsel for the respondents.

Dated: 25.7.2006

Hon'ble Rajesh Tandon, J.

By the present writ petition, the petitioner has prayed for a writ of mandamus directing the respondent no. 1 and 2 to restore the administrative and financial powers of Pradhan to the petitioner and also to permit him to discharge all functions as Pradhan of Gram Panchayat, Adhaura.

Briefly stated an order was passed by this Court on 15.2.2006 in writ petition No. 964 of 2006, by which the Collector was directed to take final decision in the matter according to the U.P. Panchayat Raj act, 1947 (Removal of Pradhan and UP Pradhan) as applicable to Uttaranchal State also. The grievance of the petitioner is that till today neither

enquiry has been completed nor powers has been restored to him.

In view of above, liberty is given to the petitioner to approach the authority concerned for recalling the order and in case such an application is filed, within one month after obtaining certified copy of this order, the appropriate authority shall pass order in accordance with law within a period of six weeks.

Subject to the observations made above, writ petition is disposed of. No order as to costs.

Dated: 25.7.2006 **Rajesh Tandon, J.**

*Dhyani